

Revision: HCFA-PM-87-9 (BERC)  
AUGUST 1987

OMB No.: 0938-0193

State/Territory: GUAM

Citation

433.137(a)  
50 FR 46652

4.22 Third Party Liability

(a) The Medicaid agency meets all requirements of  
42 CFR 433.138 and 433.139.

433.138(f)  
52 FR 5967

(b) ATTACHMENT 4.22-A --

(1) Specifies the frequency with which the data  
exchanges required in §433.138(d)(1), (d)(3)  
and (d)(4) and the diagnosis and trauma code  
edits required in §433.138(e) are conducted;

433.138(g)(1)(ii)  
and (2)(ii)  
52 FR 5967

(2) Describes the methods the agency uses for  
meeting the followup requirements contained  
in §433.138(g)(1)(i) and (g)(2)(i);

433.138(g)(3)(i)  
and (iii)  
52 FR 5967

(3) Describes the methods the agency uses for  
following up on information obtained through  
the State motor vehicle accident report file  
data exchange required under §433.138(d)(4)(ii)  
and specifies the time frames for incorporation  
into the eligibility case file and into its  
third party data base and third party recovery  
unit of all information obtained through the  
followup that identifies legally liable third  
party resources; and

433.138(g)(4)(i)  
and (iii)  
52 FR 5967

(4) Describes the methods the agency uses for  
following up on paid claims  
identified under §433.138(e) (methods include a  
procedure for periodically identifying those  
trauma codes that yield the highest third party  
collections and giving priority to following up  
on those codes) and specifies the time frames  
for incorporation into the eligibility case  
file and into its third party data base and  
third party recovery unit of all information  
obtained through the followup that identifies  
legally liable third party resources.

TN No. 87-9  
Supersedes  
TN No. 87-3

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433.139(f)(2)  
and (3)  
50 FR 46652

(c) ATTACHMENT 4.22-B specifies the threshold amount or other guideline used in determining whether to seek reimbursement from a liable third party; or describes the process by which the agency determines that seeking reimbursement would not be cost effective. It also specifies the dollar amount or time period the State uses to accumulate billings from a particular liable third party for this purpose.

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TN No. 87-3

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4.22 (continued)

42 CFR 433.151(a)  
50 FR 46652

(c) The Medicaid agency has written cooperative agreements for the enforcement of rights to and collection of third party benefits assigned to the State as a condition of eligibility for medical assistance with at least one of the following: (Check as appropriate.)

☒ State title IV-D agency. The requirements of 42 CFR 433.152(b) are met.

☐ Other appropriate State agency(s)--  
\_\_\_\_\_  
\_\_\_\_\_

☐ Other appropriate agency(s) of another State--  
\_\_\_\_\_  
\_\_\_\_\_

☐ Courts and law enforcement officials.

42 CFR 433.151(b)  
50 FR 46652

(d) The Medicaid agency meets the requirements of 42 CFR 433.153 and 433.154 for making incentive payments and for distributing third party collections.

TN No. 87-1  
Supersedes  
TN No. 79-6

JUL 31 1987

Approval Date \_\_\_\_\_

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